

Yeas—27.

Allen	Glasscock
Armistead	Gregg
Baker	Houston
Bell	Jarvis
Burges	Knittle
Burney	Lane
Calhoun	McDonald
Camp	Macmanus
Davis	Simkins
Douglass of J	Stinson
Douglass of G	Terrell
Field	Upshaw
Frank	Woods
Garrison	

Nays—1.

Claiborne

Absent—1.

Woodward.

Read second time with committee amendment.

SENATOR JARVIS

Spoke in favor of the committee amendment.

Senators Houston, Burges and Burney opposed it.

The amendment was lost, and the bill was passed to its third reading.

On motion of

SENATOR GLASSCOCK

The rules were suspended, and the bill was passed on its third reading and final passage by the following vote:

Yeas—26.

Allen	Gregg
Armistead	Houston
Baker	Jarvis
Bell	Knittle
Burges	Lane
Burney	McDonald
Calhoun	Macmanus
Camp	Simkins
Davis	Stinson
Douglass of G	Terrell
Frank	Upshaw
Garrison	Woods
Glasscock	Woodward

Nays—1.

Claiborne

Absent—2.

Douglass of J Field

The bill was read third time and passed by the following vote:

Yeas—28.

Allen	Glasscock
Armistead	Gregg
Baker	Houston
Bell	Jarvis
Burges	Knittle
Burney	Lane
Calhoun	McDonald
Camp	Macmanus
Claiborne	Simkins
Davis	Stinson
Douglass of J	Terrell
Douglass of G	Upshaw
Frank	Woods
Garrison	Woodward

Nays—0.

Absent—1.

Field

THE PRESIDENT

Gave notice of signing

House Bill No. 2.

An act making appropriations for mileage and per diem pay of members and per diem pay of officers and employes of the first called session of the Twentieth Legislature of Texas, convened April 16, A. D. 1888, by proclamation of the governor, and did sign the same in open Senate.

Senate bill No. 6.

An act appropriating \$21,500 to buy 263 acres of land for the State Lunatic Asylum at Austin.

Was taken up and read the second time.

On motion of

SENATOR TERRELL

The Senate adjourned till 10 o'clock Monday morning.

SIXTH DAY.

Senate Chamber, }
Austin, April 23, 1888. }

The Senate met pursuant to adjournment.

Lieutenant Governor Wheeler in the chair.

Roll called.

Quorum present.

Prayer by the chaplain. Rev. Dr. R. K. Smoot.

Pending the reading of the Journal,
On motion of Senator Houston,
The further reading of the same was
dispensed with.

SENATOR ARMISTEAD

Sent up the following:

Insert after the first line in second column of page 5 of the Record of the fourth day's proceedings, on April 19, 1888, as follows:

SENATOR MACMANUS

Introduced Sir Thomas Grattan Esmonde, an Irish member of the British Parliament, to the president and Senate, who rose to receive him, and remained standing, while the Senator in the name of the Senate and the people of Texas, welcomed him as a representative of the principle of Home Rule for Ireland, advocated by Charles Stuart Parnell and Wm. E. Gladstone, and Sir Thomas thanked the Senate for the honor. He was then introduced by the president to each member of the Senate individually.

Ordered inserted in the Journal.

SENATOR FRANK

Asked to have the Journal corrected to show the rate of interest upon taxes on lands as provided by his bill in Journal of fifth day is eight per cent rather than ten.

Journal corrected.

On motion of Senator Terrell,

Senator Gregg was excused indefinitely on account of important business.

REPORTS OF STANDING COMMITTEES.

BY SENATOR FRANK.

Committee Room, }
Austin, April 20, 1888. }

Hon. T. B. Wheeler, President of the Senate:

Sir—Your committee on engrossed bills have carefully examined and compared Senate bill No. 7, being

An act to erect and furnish additions to the North Texas Insane Asylum, and to make appropriations therefor, and find the same correctly engrossed.

FRANK, chairman.

BY SENATOR ARMISTEAD

Committee Room, }
Austin, April 23, 1888. }

Hon. T. B. Wheeler, Lieutenant Governor and President of the Senate:

Sir—Your committee on Asylums, to whom was referred Senate bill No. 5, entitled

An act to construct additional buildings at the State Lunatic Asylum at Austin, for improvements and repairs, for the purchase of literature and pay of attendants, and to make an appropriation therefor, have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that the accompanying substitute (Senate bill No. 5) do pass.

Substitute—An act to construct additional buildings at the State Lunatic Asylum at Austin, for improvements and repairs, for the purchase of literature and pay of attendants, and to make an appropriation therefor.

All of which is respectfully submitted.

ARMISTEAD, chairman.

Bill read first time with substitute.

Committee Room, }
Austin, April 20, 1888. }

Honorable T. B. Wheeler, President of the Senate:

Sir—Your committee on Asylums, to whom was referred Senate bill No. 9, entitled

An act to amend an act entitled an act to provide for the purchase of a site and the establishment, location construction and maintenance of a State orphan asylum and to make an appropriation therefor, have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

ARMISTEAD, chairman.

Bill read first time.

Committee Room, }
Austin, April 21, 1887. }

Hon. T. B. Wheeler, President of the Senate:

Sir—Your committee on Asylums, to whom was referred Senate bill, No. 13, entitled

An act to provide for making certain improvements at the institute for the

blind, have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do lie upon the table for the reason that Senate bill No. 16, containing the same features, is favorably reported by your committee.

All of which is respectfully submitted.

ARMISTEAD, chairman.

Bill read first time.

Committee Room, }
Austin, April 20, 1888. }

Hon. T. B. Wheeler, President of the Senate:

Sir—Your committee on Asylums, to whom was referred Senate bill No. 16, entitled

An act to define certain needed improvements or additions to the Blind Asylum, and to make an appropriation therefor, have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

ARMISTEAD, chairman.

Bill read first time.

Committee Room, }
Austin, April 20, 1888. }

Honorable T. B. Wheeler, President of the Senate:

Sir—Your committee on asylums, to whom was referred Senate bill No. 17, entitled:

An act to provide for the improvement and repairing of the State Deaf and Dumb Asylum, and for enlarging the same, and to make an appropriation therefor, have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

ARMISTEAD, chairman.

Bill read first time.

BY SENATOR CAMP

Committee Room, }
Austin, April 23, 1888. }

Hon. T. B. Wheeler, President of the Senate:

Sir—Your committee on State Affairs, to whom was referred Senate bill No. 14, entitled:

An act to create and maintain the office of State geologist, and to define the duties and prescribe the salary thereof, have had the same under consideration, and instruct me to report

it back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

CAMP, chairman.

Bill read first time.

BILLS AND RESOLUTIONS.

BY SENATOR LANE

Resolved that the Senate do hereby tender to Messrs. G. W. Lacy, W. H. Westfall and N. L. Norton, the owners of the granite quarry at Burnett its thanks as representatives of the people, for their patriotic generosity in donating to the State free of charge the granite out of which the new State capitol is built.

Adopted.

BY SENATOR FRANK:

A bill to be entitled

An act to purchase State convict farms and improve the same and work convicts thereon, and to make an appropriation therefore.

Referred to committee on penitentiaries.

The bill authorizes and directs the Governor as soon as practicable to purchase for and in the name of the State of Texas for the purpose of giving employment to the State convicts who cannot be profitably employed within the walls of the penitentiaries, not less than twenty thousand acres of land well adapted to agricultural purposes in one or more tracts. Appropriates \$300,000 for making such purchase; \$10,000 to purchase stock for such farm. etc.

BY SENATOR BURNET:

A bill to be entitled an act to provide for the incorporation of towns and villages containing 400 inhabitants or more for free school purposes only, to provide for the election of a board of trustees for such towns and villages, and to prescribe their powers and duties.

Referred to committee on Education.

The bill provides for the levy of taxes and issuance of bonds for carrying on free schools and buildings school houses and purchasing sites therefor.

BY SENATOR TERRELL

Concurrent resolution for clearing

capital grounds and making an appropriation therefor.

Whereas, from the condition of the capital grounds, approach to the new capitol is rendered tedious and difficult, and

Whereas, it is of the utmost importance that said approaches be cleared and the debris and rubbish now upon the capitol grounds be removed before the dedication of said capitol,

Therefore, be it resolved by the Senate, the House of Representatives concurring, that a committee of two Senators and two Representatives be appointed, who, in connection with the superintendent of public buildings and grounds, shall have authority to contract for the removal of said rubbish and the clearing of said approaches in such a manner as they may deem best, and the sum of eight hundred dollars, or as much thereof as is necessary, is hereby appropriated out of any moneys now in the treasury, not otherwise appropriated, to carry out the objects of this resolution, which said money may be drawn from the treasury upon the warrant of said joint committee.

SENATOR TERRELL

Asked that immediate action be taken on the resolution.

SENATOR HOUSTON

Raised the point of order that the resolution must take the course of a bill and cannot be acted upon immediately or without first being referred.

Point of order sustained and the resolution was referred to the committee on State affairs.

On motion of Senator Burney,

Senate bill No. 1 was withdrawn from committee on Education and was referred to Judiciary committee No. 1.

Senate bill No. 2, the special order, was taken up, and on motion of Senator Jarvis was postponed till the return of Senator Gregg, the author of the bill.

The following messages were received from the governor, laid before the Senate, read and ordered printed in the Journal.

Executive Office, }
April 23, 1888. }

To the Honorable Senate and House of Representatives.

Gentlemen—For your information, I

transmit herewith the report of the Board of Managers of the Texas State Orphan Asylum, and, in connection therewith, would call your attention to the fact that under the Act to provide for a site and the establishment, location, construction and maintenance of a State Orphan Asylum and to make an appropriation therefor, approved April 4, 1887, a very beautiful site has been obtained near Corsicana, and it has, as you will see, been fenced and improved preparatory to erecting the necessary buildings.

The period has now been reached when it will become necessary to either make the appropriation out of the general revenue to carry out the provisions of the aforesaid act for the construction and maintenance of this institution, or to abandon it, as the pittance which will be obtained from the lease of the orphan asylum lands and interest on notes and bonds belonging to the permanent endowment funds of said asylum is entirely inadequate for the erection of the necessary buildings or the future support of its inmates, and the small amounts that will accrue from time to time from these sources would only be frittered away without credit to our State for its beneficence, or accomplishing the humane purposes designed by the bill to those unfortunate children who are to be its beneficiaries.

Respectfully,

L. S. Ross,
Governor of Texas.

To His Excellency, L. S. Ross, Governor of Texas:

We, the Board of Managers of the Texas State Orphan Asylum, located at Corsicana, beg leave to submit you our first report, to-wit:

1. We have fenced the entire property, consisting of 197 acres of land, on the outside lines with select bois d'arc post with five wires (galvanized), and have subdivided the same into four enclosures, consisting of twenty acres in orchard, enclosed by rabbit-proof paling fence, thirty-five acres in dairy pasture, thirty-five acres in meadow, the residue of 117 acres is in cultivated land, building sites, lawns, etc., beautifully laid out in drives. We have also built three artificial lakes for useful and ornamental purposes, and have planted 2,000 fruit trees, 2,265 shade and ornamental trees, all of which are in a fine state of cultivation, the soil being admirably adapted to horticultural growth.

For a more specific account of the detail of expenditures, we refer you to itemized statement of First National Bank of Corsicana, of April —, 1888, showing a total expenditure of \$3,894.66, as per drafts accompanying said statement. Since the statement above referred to, there has accrued and will accrue in completion of a probable five or six hundred dollar indebtedness, which brings us to a point of readiness for the necessary appropriation to erect buildings, and put the institution in necessary working order to accommodate two hundred and sixty indigent persons, which we, after careful estimate and counsel of Mr. E. Northcraft, architect of State Reformatory, estimate the cost at one hundred thousand dollars, as per estimate hereto attached.

Very respectfully submitted,
M. DRANE,
S. J. T. JOHNSON,
JAS. GARETTY,
Board of Managers.

ESTIMATE OF BUILDINGS REQUIRED FOR THE TEXAS ORPHAN HOME.

4 Cottages accom- modating 60 each		
\$16,000.....	\$64,000	
2 Hospitals, build- ings at \$1,000 each	2,000	
1 Barn.....	2,000	
1 Cottage.....	1,500	
4 Privys.....	200	
Engine, workshops & equipments and laundry	16,000—	\$85,700

STOCKFARMING IMPLEMENTS, ETC.

4 Mules at \$150.....	\$600	
1 Ambulance.....	150	
1 Wagon.....	70	
2 Horses.....	200	
Farming imple- ments.....	400	
12 Grade milch cows at \$40.....	480	
1 Full blood bull....	50	
Hogs.....	50—	\$2,000

FURNITURE, LIGHTS AND WATER.

Furniture, bedding, etc.....	\$5,000	
Ranges and heating apparatus.....	650	
Electric lights.....	1,500	
Fire protection.....	1,000 —	\$8,150
		<hr/> \$95,850

SEWERAGE, LIBRARY, ETC.

Sewerage.....	\$2,000	
Library & school books.....	500	
Tableware, cutlery...	500	
Supervising archi- tecture, six months, at \$150 per month.....	900	
To expenses, for shrubery, trees, clearing away debris, etc.....	250—	\$4,150
Total.....		<hr/> \$100,000

Referred to the committee on peni-
tentiary's.

Executive Office, }
Austin, April 23, 1888. }

To the Honorable Senate and House of
Representatives.

I have the honor to submit for your consideration, the subjoined report of the Trustees of the State Reformatory, which, with that of the supervising architect, will furnish in detail the affairs of the building now in process of erection.

In pursuance of an act passed by you at the regular session, the present location was made, and in the purchase we think the requirements of the law have been fully complied with. The location is central and of convenient access from all parts of the State. The site is elevated and healthy, and commands a fine view of distant hills in all directions.

The soil is good and will furnish ample employment for instruction in the theory and practice of husbandry, as well as the mechanic arts.

It is generally conceded by those who have spent years in caring for this class of boys that the best results have been obtained on an open farm.

Feeling the great responsibility of the trust placed upon me in this matter, I have explored every source of information possible to be obtained, and from the reports and private correspondence with the superintendents of every institution of like character in the United States, we have tried to avoid many mistakes which they tell us had to be repaired at a great cost to their people, and when completed we hope that your best expectations may be realized, and we feel satisfied that the reformatory will vindicate its claim upon public confidence and the generous support of the State.

These charitable institutions mark the liberal patronage and thoughtful provisions made for the unfortunate in response to that influence of Christian philanthropy, which clearly distinguishes the present age.

The youths of the State are its surer hope, and every boy that is turned from the paths of vice to correct habits, adds to the State's wealth. If one boy can be saved from becoming a confirmed criminal, society is benefited, and then add to the one the many who, if not rescued, would drift into the criminal list, and the State's opportunity appears, bringing with it vast responsibility.

This institution established by you for the most beneficent purpose of reclaiming the wandering from accustomed scenes of wretchedness and crime to higher aims and loftier purposes, by placing them where they can be so cared for and disciplined while wards of the State that when released from its watchful care and guardianship they shall become trustworthy and honorable citizens, should not be left to suffer for the want of necessary encouragement and support.

L. S. ROSS,
Governor.

To His Excellency, L. S. Ross, Governor of the State of Texas:

We herewith send you by the supervising architect, Mr. E. Northcraft, an estimate made by him, of the probable amount of money it will require to complete, furnish, stock, and put in operation and working order, the House of Correction and Reformatory.

We have carefully gone over and considered this estimate, and believe the same is as nearly correct as at this time can be made.

You will see from this estimate that only about nine thousand four hundred and five dollars of this sum can be supplied from the penitentiary.

While this estimate has been prepared with great care, we can not hope the same to more than approximate the exact amount requisite to accomplish the desired end in view, and we, therefore, recommend an appropriation of seventy-five thousand dollars, in order to cover any possible contingency that might arise.

We call your attention to the fact that in the estimate furnished there is added the sum of twenty thousand dollars for a central building, and the

further sum of five thousand to furnish the same.

We believe it to the best interests of the State to erect this building now, as we are convinced that it can be erected at much less expense to the State than by postponement to some future time. Having no data before us by which we can determine the necessary amount for transportation of inmates from penitentiary to reformatory, we have not included that item, but the same will be covered by the appropriation asked for.

We have the honor to subscribe ourselves your obedient servants,

W. M. MATHIS,
E. A. MCDOWELL,
FERG KYLE,

Trustees.

Referred to committee on asylums.

Executive Office, }
April 23, 1888. }

To the Honorable Senate and House of Representatives.

Gentlemen.—I have the honor to transmit herewith for your information the report of the Board of Trustees of the Deaf, Dumb and Blind Asylum for colored people.

Respectfully,

L. S. ROSS,
Governor of Texas.

AUSTIN, April 20, 1888.

To His Excellency, L. S. Ross, Governor of Texas:

Sir—The undersigned, being constituted a board soon after the adjournment of the regular session of the Twentieth Legislature, by your appointment, under the provision of an act to establish an asylum for the deaf and dumb and the blind of the youth of the people of color of the State of Texas, and to provide for its government and maintenance, and making an appropriation therefor, approved April 5, 1887, proceeded to examine lots of ground offered for sale with a view to selecting a suitable site for said asylum.

It was considered by the board that the law looked not merely to the purchase of ground and the erection of buildings, but also to the earliest extension of substantial benefits to the afflicted classes of our colored population, for whom the asylum was to be provided. It imposed upon the board the duty of appointing a superintendent and necessary subordinate officers and assistants, and of making

rules and regulations for the government of the asylum, subject to the approval of the Governor.

The appropriation of \$50,000 in the terms of the act itself was for the establishment of said asylum.

To give full effect to the law the board must put the asylum in actual operation with the funds placed at its disposal, and to expend the whole sum in grounds and buildings was neither contemplated nor authorized by law.

Guided by these views, which were fully approved by your excellency, the board was inclined to give preference to property which might include considerable improvements at moderate cost, provided they were such as could be utilized with little additional outlay, so as to put the asylum in immediate operation.

It being required that the asylum should be at or near the City of Austin, the board, during a period of several months, inspected more than forty lots in the vicinity, a few of them within the city corporation limits, and was embarrassed by the many varying combinations of features of beauty and utility which on all sides were presented to its observation.

Some of the places offered, most admirable in other respects, were too small; some were held at prices disproportionately high.

Finally the offer by Dr. W. C. Phillips, for \$10,000, of one hundred acres of land, lying one mile west of the lunatic asylum, was accepted, as affording the greatest advantages in situation and surroundings, in ample extent of good soil, and in serviceable buildings at a price much below the average price demanded for naked ground.

Your excellency fully approving the choice, the purchase was concluded on the 28th of July last.

Before entering upon any expensive additions or repairs, it seemed prudent to select a superintendent, and require him to visit those sections of the State containing the largest part of colored population and ascertain the number of persons who would probably be benefitted by a course of instruction and training if admitted into the asylum.

The choice of the board for the office of superintendent fell upon W. H. Holland, of Travis county.

Mr. Holland made an extended tour, and communicated by letter with unvisited sections, and reported about twenty five applicants for immediate admission, besides double that num-

ber who would be likely to apply as soon as it became generally known that the asylum was an established institution of the State.

Upon this information the necessary repairs, adaptations and additions were immediately commenced, and early in October last, the asylum opened.

There are now thirty-one pupils, of whom eight are blind, and twenty-three deaf and dumb. The difficulties of making a start are overcome. Marked progress is shown by some of the pupils, and there is good reason to expect that the institution will go on in a course of thorough common school instruction and of useful industrial training.

The prospect of increased attendance in the early future has induced the board to provide for the erection of a permanent building of brick with stone trimmings, two and a part three story, with a center tower.

The contract has just been let to William Thaison, an Austin builder, at his bid of \$17,940.

This building will be finished by the 1st of November, and will have full capacity of fifty additional pupils.

It will be so located and arranged that the addition of other buildings hereafter will further promote the general convenience, all adapted severally to their particular uses, and constituting together a harmonious group.

The principal building now in use is a two-story wooden mansion, containing nine well ventilated rooms; two frame and one brick cottage and a small two story stone building. There are also a small stone house (which serves as a store room), outhouses, stables, etc. There is a frame dining hall and a frame laundry among other improvements lately made. The entire property is under fence.

A living stream runs through the eastern side of the enclosure, furnishing water to animals in pasture.

There is one well which affords water for household purposes.

A cistern, however, is the main dependence. During a part of last summer, when the extreme drouth was prevailing, water had to be hauled in barrels.

Besides the one hundred acres of land, which is mostly of fine quality, the board purchased of Dr. Phillips, at low prices, articles of household and farm use, including two mules and seven head of valuable cattle, amounting to, \$1,125.00.

The regular monthly pay roll is:

W. H. Holland, superintendent.....	\$125 00
Julius Garnett, assistant teacher.....	50 00
Cora L. Moore, assistant teacher.....	45 00
Ed. Oliver, cook ..	40 00
Oliver Turner, farm assistant.	20 00
Annie Turner, washer woman.	20 00
Laura Jennings, dining room servant.....	12 50
Total.....	\$312 50

The average monthly expenses are now about \$523, including the pay roll.

The total expenditures to date, including provisions purchased for quarter ending May 31st are \$19,115.56 leaving a present unexpended balance of the appropriation of \$30,884.44.

The board realized that the increasing attendance at the asylum and the increasing fire risk make the question of water supply one of growing importance.

In the report to be submitted to your excellency before the next regular session of the Legislature, the board hopes to suggest some plan to secure an adequate supply which may meet your approval.

The board has no occasion to ask any appropriation for the asylum from the Twentieth Legislature, which, by a happy conjuncture of circumstances in the history of Texas, is now in extraordinary session at the capitol.

Respectfully,

H. E. SHELLEY,
Z. T. FULMORE,
W. M. BROWN.

Board of Trustees of Deaf and Dumb and Blind Asylums.

Senate Bill No. 6.

An act appropriating \$21,500 to buy 263 acres of land for State Lunatic Asylum at Austin, was taken up.

SENATOR FIELD

Spoke in favor of the bill

SENATORS ALLEN, CLAIBORNE, WOODWARD AND LANE

Opposed it.

SENATOR BURGESS

Moved to recommit the bill to the committee on asylums, and spoke in favor of the motion.

SENATOR CALHOUN

Favored the motion to recommit.

SENATOR McDONALD

Offered the following amendment:

Amend by adding after section 2 a new section to be section 3, and to read as follows:

Section 3—The Governor, State Treasurer and Comptroller shall constitute a board, whose duty it shall be to investigate the value of said land and the necessity for its purchase, and who shall buy the same if the price and the necessities of the case shall warrant.

SENATORS DOUGLASS OF JEFFERSON, STINSON, FIELD AND HOUSTON

Opposed the amendment.

SENATOR ARMISTEAD

Favored the bill as reported.

SENATOR JARVIS

Favored the motion to recommit.

SENATOR SIMKINS

Offered the following substitute for the amendment and motion to recommit:

That the whole matter in relation to the purchase of asylum land be referred to a special committee of five senators to diligently examine into the necessity of said purchase and report the grounds of said necessity to the Senate, and said committee shall also ascertain how much of said land is necessary and what is the actual value of said land and report as soon as practicable.

SENATORS SIMKINS AND HOUSTON

Spoke in favor of substitute.

SENATOR BURGESS

Opposed the substitute.

The amendment offered by Senator Woodward was lost.

The substitute offered by Senator Simkins was adopted, and Senators Woods, Claiborne, Baker, Upshaw and Macmanus were appointed on the committee.

SENATOR CAMP

By leave sent up the following committee report:

Committee Room, }
Austin, April 23, 1888. }

Hon. T. B. Wheeler, President of the Senate:

Sir—Your committee on State Affairs, to whom was referred Senate concurrent resolution No. 3, entitled

Concurrent resolution for clearing capital grounds, and making an appropriation therefor, have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it pass with the accompanying amendment.

All of which is respectfully submitted.

CAMP, chairman.

Read first time with committee amendment.

AMENDMENT BY COMMITTEE.

The near approach of the time set for the dedication of the new capitol and the importance of having the approaches cleared to the capitol building, creates an imperative public necessity and an emergency requiring that the constitutional rule requiring resolutions to be read on three several days be suspended, and that this resolution take effect and be in force from and after its passage and it is so enacted.

Executive Office, }
Austin, April 23, 1888. }

To the Senate of the State of Texas:

I have herewith to ask the confirmation by your body, of the appointment of J. W. Brown, manager of the Lunatic Asylum at Austin, vice R. M. Castleman, resigned, said name being overlooked when former list was sent to your body.

L. S. Ross,
Governor.

The following message was received from the House of Representatives:

House of Representatives, }
Austin, April 23, 1888. }

Honorable T. B. Wheeler, President of the Senate.

Sir—I am directed by the House to inform the Senate that the House has passed House Bill 16.

An act to amend article 566, chapter

2, title XX of the Revised Civil Statutes, relating to corporations.

WILL LAMBERT,
Chief Clerk House of Representatives.

House Bill No. 16, referred to the Judiciary committee No. 1.

SENATOR BURNEY

By leave offered the following resolution:

Resolved, that rule 4 of the rules of the Senate be so amended as to hereafter read as follows:

Any five senators shall have authority to compel the attendance of senators absent without leave.

Upon a call of the Senate whenever all the members shall be present, except those previously excused or absent by authority of the Senate, the call shall be considered suspended.

No Senator shall be excused pending a call of the Senate, except by a three-fourths vote of the Senators present, and until the Senate is full or the call is suspended, the pending business shall go to the table and the regular order of business shall be proceeded with; and no Senator shall be permitted to leave the Senate chamber without the permission of the president of the Senate until after the subject matter upon which the call was ordered shall be disposed of, and immediately upon the Senate being declared full it shall take up the business upon which the call was ordered.

A call of the Senate shall not be suspended when any five Senators object thereto.

When a call is ordered the number of names of absent Senators (without leave) shall be spread upon the Journal.

Referred to the committee on Rules. Senate bill No 11.

A bill to be entitled an act to provide for the completion of the House of Correction and reformatory, and for putting the same in operation and to make an appropriation therefor, was laid before the Senate and read second time with committee substitute.

On motion of Senator Bell
The committee substitute was adopted.

SENATOR BELL

Offered the following amendment:

Amend by adding section 3, which shall read as follows:

Section 3. The fact that it is important that the institution should be completed and put into operation in time to have the farm attached to it to it, prepared for a crop for the year 1889, creates an imperative public necessity that this bill should take effect and go into force from and after its passage, and it is so enacted.

SENATOR BELL

Spoke in favor of the amendment, and it was adopted.

The bill was ordered engrossed.

On motion of Senator Burges

The vote by which the bill was ordered engrossed was reconsidered.

SENATOR BURGESS

Offered the following amendment:

Amend by striking out in line 13, section 1, "for conveying prisoners from penitentiary," and so amend that the sentence in lines 13 and 14 of said section reads "for necessary running expenses \$5,000."

SENATOR BURGESS

Favored and

SENATORS ALLEN AND BELL

Opposed the amendment, and it was lost and the bill was ordered engrossed.

Senate Bill No. 7.

An act to erect and furnish additions to the North Texas Insane Asylum and to make an appropriation therefore was laid before the Senate.

Read third time and was passed by the following vote:

Yeas—28.

Abercrombie	Frank
Allen	Garrison
Armistead	Houston
Baker	Jarvis
Bell	Knittle
Burges	Lane
Burney	McDonald
Calhoun	Macmanus
Camp	Simkins
Claiborne	Stinson
Davis	Terrell
Douglas of J	Upshaw
Douglas of G	Woods
Field	Woodward

Nays—none.

Absent—1.

Glasscock.

On motion of Senator Terrell,

The concurrent resolution for clearing capitol grounds and making an appropriation therefor was taken up and the constitutional rule was suspended and the resolution was placed on its second reading by the following vote:

Yeas—28.

Abercrombie	Frank
Allen	Garrison
Armistead	Houston
Baker	Jarvis
Bell	Knittle
Burges	Lane
Burney	McDonald
Calhoun	Macmanus
Camp	Simkins
Claiborne	Stinson
Davis	Terrell
Douglass of J	Upshaw
Douglass of G	Woods
Field	Woodward

Absent—1.

Glasscock

The resolution was read second time with committee amendment.

On motion of Senator Terrell,

The committee amendment was adopted, and the resolution was ordered engrossed.

On motion of Senator Terrell,

The constitutional rule was suspended and the resolution was placed on its third reading and final passage by the following vote:

YEAS—27.

Abercrombie	Frank
Allen	Garrison
Armistead	Houston
Baker	Jarvis
Bell	Knittle
Burges	Lane
Burney	McDonald
Calhoun	Macmanus
Camp	Simkins
Claiborne	Stinson
Davis	Terrell
Douglass of J	Upshaw
Douglass of G	Woodward
Field	

Nays—1.

Woods

Absent—1.

Glasscock

The resolution was read third time, and passed by the following vote:

Yeas—26.

Abercrombie	Frank
Allen	Garrison
Armistead	Houston
Bell	Jarvis
Burges	Knittle
Burney	Lane
Calhoun	McDonald
Camp	Macmanus
Claiborne	Simkins
Davis	Stinson
Dougless of J	Terrell
Douglass of G	Upshaw
Field	Woodward

Nays—2.

Baker	Woods
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Absent—1.

Glasscock

On motion of Senator Woodward,
The Senate went into executive session on the appointment of the governor.

IN THE SENATE.

On motion of Senator Woods,
The proceedings of the executive session were ordered spread upon the Journal and the governor notified of same as follows:

The Senate advises and consents to the appointment of

J. W. Brown to be manager of the Lunatic Asylum at Austin, vice R. M. Castleman resigned.

On motion of Senator Woods,
The Senate adjourned till 10 o'clock to-morrow morning.

SEVENTH DAY.

Senate Chamber, }
Austin, April 24, 1888. }

The Senate met pursuant to adjournment.

Lieutenant Governor Wheeler in the chair.

Roll called.

Quorum present.

Prayer was offered by the chaplain Dr. Smoot.

Pending the reading of the Journal on motion of Senator Woodward the further reading of the same was dispensed with.

PETITIONS AND MEMORIALS.

BY SENATOR LANE

Memorial from citizens of Bastrop

county relating to private corporations.

Referred to Judiciary Committee No. 1.

BY SENATOR ARERCROMBIE.

Memorial from the Texas State Geological and Scientific Association on the subject of a geological survey.

Referred to Committee on State Affairs.

REPORTS OF STANDING COMMITTEES.

BY SENATOR JARVIS.

Committee Room, }
Austin, April 24, 1888. }

Hon. T. B. Wheeler, President of the Senate:

Sir—Your committee on finance, to whom was referred Senate bill No. 18, entitled:

An act to extend the time within which lands that have been sold for taxes and bought in by the state may be redeemed, have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

JARVIS, chairman.

Bill read first time.

Committee Room, }
Austin, April 24, 1888. }

Honorable T. B. Wheeler, President of the Senate:

Sir—Your committee on finance, to whom was referred Senate bill No. 8, entitled:

An act to amend section 1, chapter III, of an act approved March 31, 1885, have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do lie on the table until the action of the House of Representatives on similar bills is ascertained.

All of which is respectfully submitted.

JARVIS, chairman.

Bill read first time.

Committee Room, }
Austin, April 23, 1888. }

Honorable T. B. Wheeler, President of the Senate.

Sir—Your committee on finance, to